

8 (47) Steve Erdman #47  
Proposed Rule Change – Senator Steve Erdman

**Rule 7, Sec. 3 Motion, in Writing, Withdrawal.** (a) A motion shall be either stated by the presiding officer or read by the Clerk before a vote is taken. All motions shall be submitted in writing if requested by the presiding officer or any senator.

(b) The presiding officer shall not recognize any of the following motions more than once per each stage of debate on a bill or resolution: The motion to reconsider, the motion to postpone to a time certain, the motion to recommit to a committee, and the motion to postpone indefinitely.

(c) For General File and Select File the presiding officer shall allow the Introducer of a bill or resolution and the chair of a committee who is introducing a committee amendment to open on any such bill, resolution or committee amendment by allowing such individual to speak for a period not to exceed ten minutes. The introducer's amendments, if any, shall be considered following the consideration of the standing committee amendments and any amendments thereto. Other amendments and motions permitted by these rules may then be offered and shall be considered after the introducer has explained the bill in the order in which they are filed with the Clerk, subject to the provisions of Rule 1, Section 17.

(d) Once motions are stated they may be withdrawn or modified by the mover before a decision, an amendment, or ordering of a vote has been made. A motion to reconsider may be withdrawn only with unanimous consent of a majority vote of the elected members.

(e) When a question is under debate, no motion shall be considered except one of the following, which motions shall take precedence in the order stated.

- a: 1. To recess
- b: 2. To adjourn
- c: 3. For cloture
- d: 4. Call for the previous question
- e: 5. To reconsider
- f: 6. To postpone to a time certain
- g: 7. To recommit to a committee
- h: 8. To amend
- i: 9. To postpone indefinitely

(f) Such motions shall have precedence in the order in which they are arranged except as provided in for in Rule 1, Section 17 and Chapter 11, Section 3. Motions to postpone indefinitely and amend do not yield to each other.

(g) When any of the following motions shall be made, any actions on such motion shall be delayed at least one legislative day and the motion shall be printed in the Legislative Journal:

- a: 1. Motion to postpone indefinitely on General File or Select File, unless the introducer(s) of the bill, or the committee chairperson in the case of committee bills, request(s) that the motion to postpone indefinitely be considered immediately without the one day delay.
- b: 2. Motion to place on General File pursuant to Rule 3, Section 20(b).

e. 3. Motion to place bills on General File, notwithstanding the action of a standing committee.

(h) When a motion or other proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order.

(i) Amendments to the title shall be made by the Enrollment and Review Committee.

(j) No motion, proposition, or subject, different from that under consideration, shall be admitted under color of amendment. Any amendment that is not germane is out of order. German amendments relate only to details of the specific subject of the bills and must be in a natural and logical sequences to the subject matter of the original proposal. A nongermane amendment includes one that relates to a substantially different subject.

(k) Any member may call for the division of a question, which shall be divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Legislature. Once a division is ordered by the presiding officer, each component shall be treated as a separate and distinct proposition. For purposes of germaneness, even if a question is germane prior to a request for division, each and every other component or proposition of the divided question will be subject to germaneness rulings. Once a vote or change has occurred on any of the divisible questions, the remaining divided sections may not be withdrawn without a majority of those voting or without unanimous consent. A motion to strike out and insert shall be deemed indivisible, but a motion to strike out being lost, shall not preclude an amendment or a motion to strike out or insert. Such call for division shall not be allowed when considering motions under Rule 6, Section 6. Such a call for division shall not be allowed for the mainline budget bill, the deficit bill, the capital construction bill, and the funds transfer bill.

(l) When motions are made for reference of the same subject to a select committee and to a standing committee, the question on reference to the standing committee shall be considered first.

~~Rule 6, Sec. 3 (b) Each section shall be open to amendment. Following the reading of the title of the bill, the introducer shall first be recognized for ten minutes to move to advance and explain the bill. The amendments, if any, recommended by standing committees, shall then be considered. The introducer's amendments, if any, shall be considered following the consideration of the standing committee amendments and any amendments thereto. Other amendments and motions permitted by these rules may then be offered and shall be considered after the introducer has explained the bill in the order in which they are filed with the Clerk, subject to the provisions of Rule 7, Section 3 and Rule 1, Section 17.~~

~~Rule 7, Sec. 6. Postpone to Time Certain. No motion to postpone to a time certain, to commit, or to postpone indefinitely being decided, shall again be allowed on the same day at the same stage of the bill or proposition.~~

### **Rule 6, Sec. 3. General File ...**

(b) Each section shall be open to amendment. Following the reading of the title of the bill, the introducer shall first be recognized for ten minutes to move to advance and explain the bill. The

amendments, if any, recommended by standing committees, shall then be considered. The introducer's amendments, if any, shall then be considered following the consideration of the standing committee amendments and any amendments thereto. Other amendments ~~and motions~~ permitted by these rules may then be offered and shall be considered after the introducer has explained the bill in the order in which they are filed with the Clerk, subject to the provisions of Rule 7, Section 3 and Rule 1, Section 17. Other motions may then be filed with the Clerk, provided that the motion to reconsider, the motion to postpone to a time certain, the motion to recommit to a committee, and the motion to postpone indefinitely are only filed once by the collective membership of the body on a bill when it is debated on General File.

**Rule 6, Sec. 5. Select File.** When the Legislature considers bills on Select File, any of the following motions may be in order, provided that the motion to reconsider, the motion to postpone to a time certain, the motion to recommit to a committee, and the motion to postpone indefinitely are only filed once by the collective membership of the body on a bill when it is debated on Select File.